Peter L. Kaufman, FL Bar No. 0548421 LEVIN, PAPANTONIO, THOMAS, MITCHELL, ECHSNER & PROCTOR, P.A. 316 South Baylen Street, Suite 600 (32502) PO Box 12308 Pensacola, FL 32591 Telephone: (850) 435-7107

Facsimile: (850) 435-7020 Attorneys for Plaintiff

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX MARKETING SALES PRACTICES AND MDL NO. 1699 PRODUCT LIABILITY LITIGATION District Judge: Charles R. Breyer JOSEPH HOUSTON, individually, VALARIE MOMET-ELAM, individually, BERNIECE NELSON, individually, DISMISSAL WITH PREJUDICE NOAH GRIMES, individually, LUZ RIVERA ARMSTRONG, individually, LEOPAL MCADAMS, individually, RONDA STEVENS, individually, and on behalf) of the ESTATE of SALLY GAMMON, DOROTHY SIVILLI, individually, and on behalf of the ESTATE OF GERALD LIEROW, WALTER PARR, individually and on behalf of the ESTATE of HELEN PARR,

Plaintiffs,

VS.

Pfizer, Inc., et al.

Defendants.

STIPULATION AND ORDER OF

Case Specific Number: C 06 6136 CRB

Come now the Plaintiffs, JOSEPH HOUSTON, VALARIE MOMET-ELAM, BERNIECE NELSON, NOAH GRIMES, LUZ RIVERA ARMSTRONG, LEOPAL

MCADAMS, RONDA STEVENS on behalf of the ESTATE OF SALLY GAMMON, DOROTHY SIVILLI, on behalf of the ESTATE OF GERALD LIEROW, WALTER PARR, on behalf of the ESTATE OF HELEN PARR and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

DATEDIJUNE ? 2009

By:

Peter L. Kaufman, FL Bar No. 0548421 LEVIN, PAPANTONIO, THOMAS, MITCHELL, ECHSNER & PROCTOR, P.A. 316 South Baylen Street, Suite 600 (32502)

PO Box 12308 Pensacola, FL 32591

Telephone: (850) 435-7107 Facsimile: (850) 435-7020 Attorneys for Plaintiff

DATED August 6, 2009

Ву:____

DLA PIPER LLP (US) 1251 Avenue of the Americas

New York, NY 10020 Telephone: (212) 335-4500 Facsimile: (212) 335-4501 Defendants' Liaison Counsel

PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS SO ORDERED.

Dated: AUG 1 7 2009

Hon. Charles R. Breyer United States District Count